

EXHIBIT J

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

NICK PEARSON, FRANCISCO PADILLA,
CECILIA LINARES, AUGUSTINA BLANCO,
ABEL GONZALEZ, and RICHARD
JENNINGS, On Behalf of Themselves and All
Others Similarly Situated,

Plaintiffs,

v.

NBTY, INC., a Delaware corporation; and
REXALL SUNDOWN, INC., a Florida
corporation; TARGET CORPORATION, a
Minnesota Corporation,

Defendants.

Case No.: 11 CV 07972

CLASS ACTION

Judge James B. Zagel

I, MICHAEL COLLINS, declare under the penalty of perjury as follows:

1. I, MICHAEL COLLINS, make this Declaration of behalf of NBTY, Inc., Rexall Sundown, Inc., and their subsidiaries ("Settling Defendants").

2. I am the Chief Financial Officer of NBTY, Inc. and have authority to make this Declaration on behalf of the Settling Defendants.

3. None of the Settling Defendants currently have, or in the knowable past have had, any relationship whatsoever with the Orthopaedic Research and Education Foundation.

4. None of the Settling Defendants currently are providing, or in the knowable past have provided, any monetary contributions or other support to the Orthopaedic Research and Education Foundation.


5. None of the Settling Defendants currently are receiving, or in the knowable past have received, any monetary contributions or other support from the Orthopaedic Research and Education Foundation.

6. As NBTY, Inc.'s Chief Financial Officer, I have knowledge regarding the sales of Osteo Bi-Flex.

7.

8.

9. I declare under penalty of perjury that the foregoing is true and correct.



MICHAEL COLLINS
CHIEF FINANCIAL OFFICER
NBTY, Inc.
Rexall Sundown, Inc.

8.30.13
DATE